

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Krause et al.)	
)	Art Unit: 1631
Application No: 10/636,052)	
)	Confirmation No.: 1022
Filed: August 7, 2003)	
)	Examiner: Borin, Michael L.
For: COMPUTER-AIDED BONE)	
DISTRACTION)	

Certificate of Electronic Filing

I hereby certify that this paper is being filed using the EFS-Web electronic filing system on February 2, 2009.

/ Stephen B. Deutsch /
Stephen B. Deutsch

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTERVIEW SUMMARY

On November 12, 2008, the undersigned representative of Applicants and Examiner Borin spoke by telephone. The undersigned thanks Examiner Borin for the courtesies extended in that conversation. The Examiner and the undersigned discussed the pending claims and the pending objections and rejections thereto. During the conversation, the parties discussed the fact that the prior limitation contained in claim 2 had been placed into independent claim 1, and that Applicants believed that the use of pre-existing 3-D templates was not disclosed by D'Urso. The undersigned also informed the Examiner that a terminal disclaimer had been filed.

The Commissioner is hereby authorized to charge any fee required for proper filing of this paper, to our **Deposit Account No. 06-1448, Reference CMV-005.03.**

If there are any remaining issues or the Examiner believes that a telephone conversation with Applicants' attorney would be helpful in expediting the prosecution of this application, the Examiner is invited to call the undersigned at 617-832-1118.

Respectfully submitted,

Date: February 2, 2009

Customer No: 25181

Patent Group

Foley Hoag, LLP

155 Seaport Blvd.

Boston, MA 02210-2600

/ Stephen B. Deutsch /

Stephen B. Deutsch, Reg. No. 46,663

Attorney for Applicants

Tel. No. (617) 832-1118

Fax. No. (617) 832-7000